

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Xuming Xiong, et al.

Title: BIAXIALLY-TEXTURED FILM DEPOSITION FOR
SUPERCONDUCTOR COATED TAPES

Application No.: 10/821,010

Filed: April 8, 2004

Examiner: Kallambella M. Vijayakumar

Group Art Unit: 1793

Atty. Docket No.: 1014-SP215-US

MS Amendment

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

The USPTO has restricted claims 1-102 of this application into Group I (claims 1-88), and Group II (claims 89-102).

Applicants elect the claims of Group I (claims 1-88) and provisionally withdraw the non-elected claims of Group II. The restriction is respectfully traversed in order to preserve the issue for subsequent petition since the examination of all of the claims is not believed to create an undue burden on the USPTO and that the subject matter among the groups is not independent and distinct as required by statute. Furthermore, different classifications as recited by the USPTO are not independent adequate grounds for restriction since the USPTO has historically examined applications containing multiple sets of claims.

In summary, Applicants elect the claims of Group I for further prosecution and provisionally withdraw the non-elected claims from consideration. Reconsideration and further prosecution on the merits of at least the claims of Group I are respectfully requested.

Date

7/24/08

Respectfully submitted,



David A. Schell, Reg. No.: 60,484

Agent for Applicant(s)

LARSON NEWMAN ABEL POLANSKY &
WHITE, LLP

5914 West Courtyard Drive, Suite 200 Austin,
Texas 78730

(512) 439-7100 (phone)

(512) 439-7199 (fax)